

TTAB

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Atty Ref.: 1091.0902



05-15-2002

U.S. Patent & TMO/TM Mail Rpt Dt. #34

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: **HERITAGE ENTERTAINMENT, LLC,** :

: Petitioner, :

: -against- :

: **LRC NORTH AMERICA, INC.,** :

: Respondent. :

Cancellation No.: 92040410

"EXPRESS MAIL" Mail Label No.: EV118958696US	
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to the Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513.	
Signature	
Printed Name	JERELYN HYLAND
Date	May 15, 2002

Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

Attn: BOX TTAB NO FEE

MOTION FOR ENTRY OF DEFAULT JUDGMENT

On March 22, 2002, the Trademark Trial and Appeal Board issued an Order allowing the Respondent until May 1, 2002 in which to serve its Answer to the "Petition for Cancellation" of Reg. No. 401,369. The Respondent has failed to file an Answer or any other pleading.

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IN BOARD

WHEREFORE, Petitioner prays that judgment by default be entered against the Respondent in this proceeding, or, in the alternative, that the Board re-schedule the discovery and testimony periods if judgment by default is not entered, in order to give the Petitioner a full and fair opportunity to take discovery with regard to the issues in this proceeding should the Respondent be permitted to enter a defense herein.

Respectfully submitted,

TRADEMARK & PATENT COUNSELORS
OF AMERICA, P.C.

Dated: May 15, 2002

By _____

Keith E. Danish
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19th Floor
New York, NY 10010-7108
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Attorneys for Petitioner

Of Counsel: Mark I. Peroff, Esq.

CERTIFICATE OF SERVICE

I hereby certify that the foregoing MOTION FOR ENTRY OF DEFAULT JUDGMENT was served on Respondent, LRC North America, Inc., 1869 Main Street, Sarasota, Florida 34236, and on Andrew Baum, Esq., Darby & Darby, 805 Third Avenue, New York, NY 10022, by depositing true copies of the same with the United States Postal Service as first-class mail, postage prepaid, this 15th day of May, 2002.

Dated: May 15, 2002



Toni Angelo